

1 GEORGE DEUKMEJIAN, Attorney General
2 BARRY D. COLTON,
3 Deputy Attorney General
3580 Wilshire Boulevard
4 Los Angeles, California 90010
Telephone: (213) 736-2076

5 Attorneys for Complainant
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8 BEFORE THE
9 DIVISION OF MEDICAL QUALITY
10 BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

11 In the Matter of the Accusation) NO. D-2726
12 Against:)
13) STIPULATION
ROBERT L. HYDE) AND ORDER
14 1616 Main)
Florence, Arizona)
15 Certificate No. G-8979,)
Respondent.)
16

17 IS HEREBY STIPULATED by and between the parties to
18 the above entitled matter that the following are true:

19 1. The accusation in case number D-2726 (hereinafter
20 referred to as the "accusation") is presently pending against
21 Robert L. Hyde, M.D. (hereinafter referred to as "respondent"). A
22 true and correct copy of said accusation is attached hereto as
23 exhibit "A" and is incorporated by reference at this place as if
24 set forth in full.

25 2. Respondent has fully read the charges and
26 allegations contained in the accusation.

27 /

1 3. Respondent is fully aware of his right to a hearing
2 on the charges and allegations contained in the accusation, his
3 right to reconsideration, appeal, and any and all other rights
4 which may be accorded him pursuant to the California
5 Administrative Procedure Act and the Code of Civil Procedure.

6 4. Respondent hereby freely and voluntarily waives his
7 right to a hearing, reconsideration, appeal, and any and all other
8 rights which may be accorded him by the California Administrative
9 Procedure Act and the Code of Civil Procedure with regard to the
10 accusation.

11 5. Respondent admits the truth of the charges and
12 allegations contained in paragraph 1, 2, 3, and 6, including
13 subparagraphs A and B, and exhibit A of the accusation.

14 6. Pursuant to the admission of the above facts, cause
15 for disciplinary action against respondent exists pursuant to the
16 provisions of sections 2220, 2234, and 2305 of the Business and
17 Professions Code.

18 WHEREFORE, it is stipulated that the Board of Medical
19 Quality Assurance may issue the following decision and order:

20 Certificate number G-8979 issued to Robert L. Hyde,
21 M.D., is revoked, however, revocation is stayed and respondent is
22 placed on probation for five years on the following terms and
23 conditions:

24 (1) As part of probation, respondent is suspended
25 from the practice of medicine for ninety days beginning
26 when respondent informs the Division of Medical Quality
27 Assurance that he has taken up residence in the State of

1 California for the purpose of practicing medicine.

2 (2) Respondent shall not prescribe, administer,
3 dispense, order, or possess (except as prescribed,
4 administered or dispensed to respondent by another
5 person authorized by law to do so) any schedule II
6 controlled substances as defined in the California
7 Uniform Contolled Substances Act during said period of
8 probation.

9 (3) Within one year of respondent notification to
10 the Division of Medical Quality Assurance that he has
11 taken up residence in the State of California for the
12 purpose of practicing medicine, respondent shall submit
13 to the Division for its prior approval, a program of
14 approved Category I Continuing Medical Education in
15 Medical Therapeutics. This program shall total twenty
16 five hours per year in addition to the Continuing
17 Medical Education requirements for relicensure. The
18 division or its designee may also require respondent
19 to pass an examination related to the contents of the
20 program.

21 (4) Respondent shall obey all federal, state and
22 local laws, and all rules governing the practice of
23 medicine in California.

24 (5) Respondent shall submit quarterly declarations
25 under penalty of perjury on forms provided by the
26 division, stating whether there has been compliance with
27 all the conditions of probation.

1 (6) Respondent shall comply with the division's
2 probation surveillance program.

3 (7) Respondent shall appear in person for
4 interviews with the division's medical consultant upon
5 request at various intervals and with reasonable notice.

6 (8) In the event respondent should leave
7 California to reside or to practice outside the
8 state, respondent must notify in writing the division of
9 the dates of departure and return. Periods of residency
10 or practice outside California will not apply to the
11 reduction of his probationary period.

12 (9) If respondent violates probation in any
13 respect, the division, after giving respondent notice
14 and the opportunity to be heard, may set aside the stay
15 order and impose the (revocation/suspension) of the
16 respondent's certificate.

17 (10) Upon successful completion of probation,
18 respondent's certificate will be fully restored.

19 If this stipulation is not accepted by the Division
20 of Medical Quality Assurance in its entirety, it shall be
21 withdrawn by the parties, and have not effect whatsoever.

22 GEORGE DEUKMEJIAN, Attorney General
23 BARRY D. COLTON,
24 Deputy Attorney General

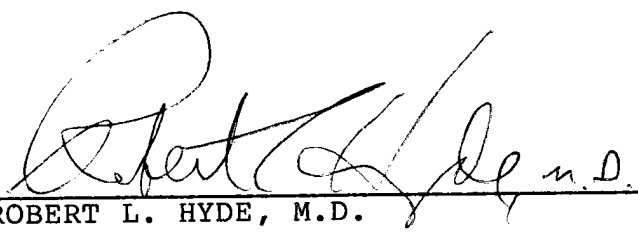
25 DATED: October 20, 1981

Barry D. Colton
26 BARRY D. COLTON
27 Deputy Attorney General

Attorneys for Complainant

1 I have read and discussed the above stipulation and
2 order with my counsel. I fully understand the terms and
3 conditions of the above stipulation and order, and I hereby
4 consent to and accept the stipulation and order set forth
5 hereinabove.

6
7 DATED: 10/5/81

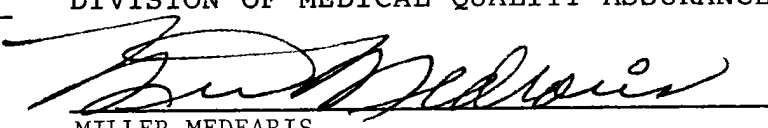

ROBERT L. HYDE, M.D.
Respondent

9
10 DECISION

11 The Division of Medical Quality Assurance hereby adopts
12 the foregoing stipulation as its decision in this matter. This
13 decision shall be effective on the 25th day of January, 1982.

14
15 DATED December 24, 1981

DIVISION OF MEDICAL QUALITY ASSURANCE


MILLER MEDEARIS
Secretary-Treasurer

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8 BEFORE THE
9 DIVISION OF MEDICAL QUALITY
10 BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

11 In the Matter of the Accusation) NO. D-2726
12 Against:)
13 ROBERT L. HYDE, M.D.) ACCUSATION
14 1616 Main)
15 Florence, Arizona)
16 Certificate No. G-8979,)
17 Respondent.)

18 Complainant, Robert G. Rowland, alleges that:

19 1. He is the executive director of the Board of Medical
20 Quality Assurance of the State of California (hereinafter referred
21 to as the "board") and makes this accusation solely in his
22 official capacity.

23 2. On or about September 11, 1963, Robert L. Hyde, M.D.
24 (hereinafter referred to as "respondent"), was issued physician's
25 and surgeon's certificate number G-8979, by the board pursuant to
26 the laws of the State of California. Said certificate is in good
27 standing at the present time.

1 3. On or about January 18, 1964, respondent was issued
2 license number 4247 to practice medicine in the State of Arizona.
3 Said respondent's license is current and is restricted as set forth
4 in the Order of Probation, dated June 30, 1980, issued by the
5 Board of Medical Examiners of the State of Arizona. (A true and
6 correct copy of said Order of Probation is attached hereto as
7 exhibit "A" and is incorporated by reference at this place as if
8 set forth in full.)

9 4. Pursuant to the provisions of sections 2200 and 2234
10 of the Business and Professions Code (all statutory references
11 hereinafter are to the Business and Professions Code unless
12 otherwise stated), the board may discipline any certificate holder
13 who is guilty of unprofessional conduct.

14 5. Section 2305 provides that:

15 "The revocation, suspension, or other discipline
16 by another state of a license or certificate to
17 practice medicine issued by the state to a licensee
18 under the Medical Practice Act (§ 2000 et seq.) shall
19 constitute grounds for disciplinary action for
20 unprofessional conduct against such licensee in this
21 state."

22 6. Respondent is subject to disciplinary action
23 pursuant to the provisions of sections 2220, 2234, and 2305, in
24 that said respondent is guilty of unprofessional conduct in that
25 said respondent's license or certificate to practice medicine
26 in another state has been disciplined by said other state, as more
27 particularly alleged as follows:

1 A. Realleging herewith the allegations of
2 paragraph 3, at this place as if set forth in full,
3 complainant further alleges that on or about June 30,
4 1980, the Board of Medical Examiners of the State of
5 Arizion, determined that respondent had engaged in
6 unprofessional conduct in violation of Arizona law.

7 B. Based in the above finding, the Board of
8 Medical Examiners of the State of Arizona, imposed the
9 following discipline in respondent's Arizona physician's
10 license number 4247:

11 (1) That respondent be placed on
12 probation on the following terms and
13 conditions:

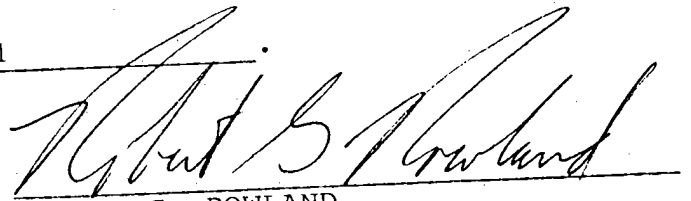
14 (a) That respondent not
15 prescribe, dispense or administer
16 amphetamines and similar
17 sypathaminetic drugs of any class in
18 his practice of medicine; and

19 (b) That respondent appear
20 before the Board of Medical
21 Examiners of the State of California
22 for a probationary interview,
23 whenever so ordered.

24 WHEREFORE, complainant prays that the Division of
25 Medical Quality of the Board of Medical Quality Assurance hold a
26 hearing on the matters alleged herein and, following said hearing,
27 issue an order:

- 1 1. Revoking or suspending license number G-8979
2 heretofore issued to Robert L. Hyde, M.D., by the board;
3 2. Taking such other action as the division deems
4 appropriate.

5 DATED: April 13, 1981

6 
7 ROBERT G. ROWLAND
8 Executive Director
9 Board of Medical Quality Assurance
State of California

10 Complainant
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EXHIBIT "A"

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF ARIZONA

In the Matter of)

ROBERT LOGAN HYDE, M.D.)

Holder of License No. 4247)
For the Practice of Medicine)
In the State of Arizona.)

AMENDED ORDER OF PROBATION

This matter came on regularly for hearing, before the Board of Medical Examiners of the State of Arizona, on the 5th day of June, 1980, at the hour of 3:00 o'clock P.M., upon the verified Complaint of Paul R. Boykin. ROBERT LOGAN HYDE, M.D., holder of License No. 4247 for the practice of medicine in the State of Arizona, being duly summoned, filed an Answer to the Complaint and appeared in person to make a defense to the charges. The parties were afforded full opportunity to be heard, to examine and cross examine witnesses, to present evidence bearing upon the issues and to argue on the evidence and the law. Upon the entire record, fully considering the Complaint and Answer as well as the testimony and other evidence adduced at hearing, the Board of Medical Examiners of the State of Arizona makes the following:

FINDINGS OF FACT

I

The Board of Medical Examiners of the State of Arizona is the duly constituted authority for the regulation and control of doctors of medicine in the State of Arizona.

II

ROBERT LOGAN HYDE, M.D. is the holder of License No. 4247 for the practice of medicine in the State of Arizona.

III

On September 8, 1978, ROBERT LOGAN HYDE, M.D. appeared, before the Board of Medical Examiners of the State of Arizona,

for an informal interview, concerning his use of oral amphetamines and similar sympathomimetic drugs in the treatment of obesity. At that informal interview, ROBERT LOGAN HYDE, M.D. acknowledged his awareness of Rule 4-16-10 (amphetamine regulation) of the Board of Medical Examiners of the State of Arizona and expressed his intention to abide thereby in the treatment of obesity.

IV

Nevertheless, ROBERT LOGAN HYDE, M.D. thereafter violated Rule 4-16-10 (amphetamine regulation) in the following respects:

- A. During the period September, 1978 through December, 1979, ROBERT LOGAN HYDE, M.D. prescribed amphetamines and similar sympathomimetic drugs, including Biphetamine, Fastin, Plegine, Preludin and Ionamin, for other than short term adjunctive therapy, in treating the obesity of a patient whose initials are R.B.;
- B. During the period April, 1979 through September, 1979, ROBERT LOGAN HYDE, M.D. prescribed the sympathomimetic drug Eskatrol, for other than short term adjunctive therapy, in treating the obesity of a patient whose initials are K.W.;
- C. During the period May, 1979 through October, 1979, ROBERT LOGAN HYDE, M.D. prescribed the sympathomimetic drugs Fastin, Tenuate Dospan, Tepan Ten-Tabs, Eskatrol and Preludin Endurets, for other than short term adjunctive therapy, in treating the obesity of a patient whose initials are S.A.; and
- D. During the period June, 1979 through December, 1979, ROBERT LOGAN HYDE, M.D. prescribed the sympathomimetic drugs Preludin and Preludin Endurets, for other than short term adjunctive therapy, in treating the obesity of a patient whose initials are S.H.

CONCLUSIONS OF LAW

V

The Board of Medical Examiners of the State of Arizona has jurisdiction over the subject matter of this proceeding and the physician concerned.

VI

The conduct of ROBERT LOGAN HYDE, M.D. set forth in Paragraph IV hereinabove constitutes unprofessional conduct as that term is defined in Arizona Revised Statutes §32-1401(10)(t), to wit: "conduct or practice which does or might constitute a danger to the health, welfare or safety of the patient or the public."

VII

Grounds exist, pursuant to Arizona Revised Statutes §32-1451(L), to subject ROBERT LOGAN HYDE, M.D. to censure, probation, suspension of license, or revocation of license, or any combination of these and for such period of time, or permanently, and under such conditions as the Board of Medical Examiners of the State of Arizona deems appropriate for the protection of the public health and safety and just in the circumstance.

ORDER


To preserve and protect the health and safety of the public of the State of Arizona, it is appropriate, just and proper in the circumstance that ROBERT LOGAN HYDE, M.D. be and hereby is placed on probation subject to the following terms and restrictions:

1. That ROBERT LOGAN HYDE, M.D. not prescribe, dispense or administer amphetamines and similar sympathomimetic drugs of any Class in his practice of medicine; and
2. That ROBERT LOGAN HYDE, M.D. appear before the Board of Medical Examiners of the State of Arizona, for a probationary interview, whenever so ordered.

DATED this 30th day of June, 1980.

BOARD OF MEDICAL EXAMINERS..
OF THE STATE OF ARIZONA

By


RUBEN ACOSTA, M.D., Secretary

[S E A L]